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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**NEW YORK FRANKFURTER
COMPANY OF CALIFORNIA INC.,
CATHERINE SCHOOP and MARK
ASHDOWN,**

Plaintiffs,

v.

**COMMISSIONER OF INTERNAL
REVENUE and UNITED STATES OF
AMERICA,**

Defendants.

Case No. CV 13-80064-MISC-SI

STIPULATION TO CONTINUE

Plaintiffs, New York Frankfurter Company of California, Inc., Catherine Schoop and Mark Ashdown, and Defendants, Commissioner of Internal Revenue and United States of America, hereby agree and stipulate, as follows:

1. That the United States has until May 29, 2013, to file its opposition to the Motion to Quash Third Party Summons.

2. That the Plaintiffs, New York Frankfurter Company of California, Inc., Catherine Schoop and Mark Ashdown, will file their Reply, if any, by June 5, 2013.

3. That the hearing on the Motion to Quash Third Party Summons be rescheduled to June

1 14, 2013, at 3:00 p.m.

2 Respectfully submitted,

3 MELINDA HAAG
4 United States Attorney

5 /s/ Cynthia Stier
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7 Assistant U.S. Attorney
8 Attorneys for Commissioner of Internal
9 Revenue and United States of America

10 /s/ Cindy Ho
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13 **ORDER**

14 Based on the Stipulation of the parties herein, it is hereby ORDERED:

15 1. That the United States has until May 29, 2013, to file its opposition to the Motion
16 to Quash Third Party Summons.

17 2. That the Plaintiffs, New York Frankfurter Company of California, Inc., Catherine Schoop
18 and Mark Ashdown, will file their Reply, if any, by June 5, 2013.

19 3. That the hearing on the Motion to Quash Third Party Summons be rescheduled to June
20 14, 2013, at 3:00 p.m.

21 SO ORDERED this 16th day of April, 2013.

22 

23 SUSAN ILLSTON
24 United States District Judge
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28 *New York Frankfurter Co. of Calif., Inc., et al.,*
v. Comm'r of Internal Revenue et al.,
Case No. CV 13-80064-MISC-SI